

SENATE AMENDMENTS

2nd Printing

By: Fletcher

H.B. No. 3483

A BILL TO BE ENTITLED

1 AN ACT
2 relating to requirements for a driver education course and the
3 eligibility of persons under 18 years of age to operate a motor
4 vehicle at certain times.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 1001.101, Education Code, as amended by
7 Chapters 1253 (H.B. 339) and 1413 (S.B. 1317), Acts of the 81st
8 Legislature, Regular Session, 2009, is reenacted and amended to
9 read as follows:

10 Sec. 1001.101. ADULT AND MINOR DRIVER EDUCATION COURSE
11 CURRICULUM AND TEXTBOOKS. (a) The commissioner by rule shall
12 establish or approve the curriculum and designate the textbooks to
13 be used in a driver education course for minors and adults,
14 including a driver education course conducted by a school district,
15 driver education school, or parent or other individual under
16 Section 521.205, Transportation Code.

17 (b) A driver education course must require the student to
18 complete:

19 (1) 7 hours of behind-the-wheel instruction in the
20 presence of a person who holds a driver education instructor
21 license or who meets the requirements imposed under Section
22 521.205, Transportation Code;

23 (2) 7 hours of observation instruction in the presence
24 of a person who holds a driver education instructor license or who

1 meets the requirements imposed under Section 521.205,
2 Transportation Code; and

3 (3) 30 [~~20~~] hours of behind-the-wheel instruction,
4 including at least 10 hours of instruction that takes place at
5 night, in the presence of an adult who meets the requirements of
6 Section 521.222(d)(2), Transportation Code.

7 SECTION 2. Section 545.424(a-1), Transportation Code, is
8 amended to read as follows:

9 (a-1) A person under 18 years of age may not operate a motor
10 vehicle [~~during the 12-month period following issuance of an~~
11 ~~original Class A, B, or C driver's license to the person~~]:

12 (1) after midnight and before 5 a.m. unless the
13 operation of the vehicle is necessary for the operator to attend or
14 participate in employment or a school-related activity or because
15 of a medical emergency; or

16 (2) with more than one passenger in the vehicle under
17 21 years of age who is not a family member.

18 SECTION 3. The change in law made by Section 1001.101(b),
19 Education Code, as amended by this Act, applies only to a driver
20 education course that begins on or after the effective date of this
21 Act. A course that begins before the effective date of this Act is
22 governed by the law in effect on the date the course began, and that
23 law is continued in effect for that purpose.

24 SECTION 4. This Act takes effect September 1, 2013.

ADOPTED

FLOOR AMENDMENT NO. 1

MAY 20 2013

BY:

Philip Dutton

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Secretary of the Senate

1 Amend H.B. No. 3483 (Senate committee printing) by adding the
2 appropriately number SECTIONS of the bill and renumbering the
3 existing SECTIONS of the bill accordingly:

4 SECTION __. The heading to Section 521.1655, Transportation
5 Code, is amended to read as follows:

6 Sec. 521.1655. TESTING BY DRIVER EDUCATION SCHOOL AND
7 CERTAIN DRIVER EDUCATION COURSE PROVIDERS.

8 SECTION __. Section 521.1655, Transportation Code, is
9 amended by adding Subsection (a-1) to read as follows:

10 (a-1) A driver education course provider approved under
11 Section 521.205 may administer to a student of that course the
12 highway sign and traffic law parts of the examination required
13 by Section 521.161.

14 SECTION __. Section 521.205(c), Transportation Code, is
15 amended to read as follows:

16 (c) The rules must provide a method by which:

17 (1) approval of a course is obtained;

18 (2) an applicant submits proof of completion of the
19 course; ~~and~~

20 (3) approval for delivering course materials by an
21 alternative method, including electronic means, is obtained;

22 (4) a provider of a course approved under this
23 section may administer to an applicant the highway sign and
24 traffic law parts of the examination as provided by Section
25 521.1655(a-1) through electronic means; and

26 (5) an applicant submits proof of passage of an
27 examination administered under Subdivision (4).

28 SECTION __. The Department of Public Safety shall adopt
29 the rules required by Section 521.205, Transportation Code, as
30 amended by this Act, not later than January 1, 2014.

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 21, 2013

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3483 by Fletcher (Relating to requirements for a driver education course and the eligibility of persons under 18 years of age to operate a motor vehicle at certain times.),
As Passed 2nd House

No significant fiscal implication to the State is anticipated.

The bill would increase the number of behind-the-wheel instruction hours required in a driver education course from 20 to 30 hours. The bill would prohibit a person under 18 years of age from operating a motor vehicle after midnight and before 5 a.m., unless the operation of the vehicle is necessary for the operator to attend or participate in employment or a school-related activity or because of a medical emergency, or with more than one passenger in the vehicle under 21 years of age who is not a family member. The bill would authorize licensed driver education schools to administer the highway sign and traffic law portions of the driver's license examination. The bill would also authorize licensed driver education schools to use electronic means to administer the highway sign and traffic law portions of the driver's license examination.

This analysis assumes that any additional costs could be absorbed within existing resources.

Local Government Impact

School districts which offer driver education courses would be required to increase the required hours for behind-the-wheel instruction from 20 hours to 30 hours.

Source Agencies: 405 Department of Public Safety, 601 Department of Transportation, 701 Central Education Agency

LBB Staff: UP, AG, AI, JAW, JSc, AH

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 13, 2013

TO: Honorable Robert Nichols, Chair, Senate Committee on Transportation

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3483 by Fletcher (Relating to requirements for a driver education course and the eligibility of persons under 18 years of age to operate a motor vehicle at certain times.),
As Engrossed

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would increase the number of behind-the-wheel instruction hours required in a driver education course from 20 to 30 hours. The bill would prohibit a person under 18 years of age from operating a motor vehicle after midnight and before 5 a.m., unless the operation of the vehicle is necessary for the operator to attend or participate in employment or a school-related activity or because of a medical emergency, or with more than one passenger in the vehicle under 21 years of age who is not a family member.

This analysis assumes that any additional costs could be absorbed within existing resources.

Local Government Impact

School districts which offer driver education courses would be required to increase the required hours for behind-the-wheel instruction from 20 hours to 30 hours.

Source Agencies: 405 Department of Public Safety, 601 Department of Transportation, 701 Central Education Agency

LBB Staff: UP, AG, JSc, AH, JAW

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 23, 2013

TO: Honorable Larry Phillips, Chair, House Committee on Transportation

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3483 by Fletcher (Relating to requirements for a driver education course and the eligibility of persons under 18 years of age to operate a motor vehicle at certain times.),
Committee Report 1st House, Substituted

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would increase the number of behind-the-wheel instruction hours required in a driver education course from 20 to 30 hours. The bill would prohibit a person under 18 years of age from operating a motor vehicle after midnight and before 5 a.m., unless the operation of the vehicle is necessary for the operator to attend or participate in employment or a school-related activity or because of a medical emergency, or with more than one passenger in the vehicle under 21 years of age who is not a family member.

This analysis assumes that any additional costs could be absorbed within existing resources.

Local Government Impact

School districts which offer driver education courses would be required to increase the required hours for behind-the-wheel instruction from 20 hours to 30 hours.

Source Agencies: 405 Department of Public Safety, 601 Department of Transportation, 701 Central Education Agency

LBB Staff: UP, AG, JSc, AH, JAW

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 15, 2013

TO: Honorable Larry Phillips, Chair, House Committee on Transportation

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3483 by Fletcher (Relating to requirements for a driver education course and the eligibility of persons under 18 years of age to hold a driver's license or operate a motor vehicle.), **As Introduced**

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would increase the number of behind-the-wheel instruction hours required in a driver education course from 20 to 30 hours. The bill would prohibit a person under 18 years of age from operating a motor vehicle after midnight and before 5 a.m., unless the operation of the vehicle is necessary for the operator to attend or participate in employment or a school-related activity or because of a medical emergency, or with more than one passenger in the vehicle under 21 years of age who is not a family member.

This analysis assumes that any additional costs could be absorbed within existing resources.

Local Government Impact

School districts which offer driver education courses would be required to increase the required hours for behind-the-wheel instruction from 20 hours to 30 hours.

Source Agencies: 405 Department of Public Safety, 601 Department of Transportation, 701 Central Education Agency

LBB Staff: UP, AG, JSc, AH, JAW